

1 TO THE HONORABLE SENATE:

2 The Committee on Institutions to which was referred House Bill No. 519
3 entitled “An act relating to capital construction and State bonding” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out all after the
6 enacting clause and inserting in lieu thereof the following:

7 Sec. 1. LEGISLATIVE INTENT

8 (a) It is the intent of the General Assembly that of the \$147,282,638.00
9 authorized in this act, no more than \$73,566,091.00 shall be appropriated in the
10 first year of the biennium, and the remainder shall be appropriated in the
11 second year.

12 (b) It is the intent of the General Assembly that in the second year of the
13 biennium, any amendments to the appropriations or authorities granted in this
14 act shall take the form of a Capital Construction and State Bonding Adjustment
15 Bill. It is the intent of the General Assembly that unless otherwise indicated,
16 all appropriations in this act are subject to capital budget adjustment.

17 Sec. 2. STATE BUILDINGS

18 (a) The following sums are appropriated to the Department of Buildings
19 and General Services, and the Commissioner is authorized to direct funds
20 appropriated in this section to the projects contained in this section; however,
21 no project shall be canceled unless the Chairs of the Senate Committee on

1 Institutions and of the House Committee on Corrections and Institutions are
2 notified before that action is taken.

3 (b) The following sums are appropriated in FY 2018:

4 (1) Statewide, planning, use, and contingency: \$500,000.00

5 (2) Statewide, major maintenance: \$6,000,000.00

6 (3) Statewide, BGS engineering and architectural project costs:

7 \$3,537,525.00

8 (4) Statewide, physical security enhancements: \$270,000.00

9 (5) Montpelier, State House, Dome, Drum, and Ceres, design,
10 permitting, construction, restoration, and renovation: \$300,000.00

11 (6) Randolph, Agencies of Agriculture, Food and Markets and of
12 Natural Resources, collaborative laboratory, construction: \$4,500,000.00

13 (7) Springfield, Southern State Correctional Facility, completion of
14 the steamline replacement: \$300,000.00

15 (8) Waterbury, Waterbury State Office Complex, site work for the
16 Hanks and Weeks buildings, and renovation of the Weeks building:
17 \$4,000,000.00

18 (9) Newport, Northern State Correctional Facility, door control
19 replacement:
20 \$1,000,000.00

1	<u>(10) Newport, Northern State Correctional Facility, parking expansion:</u>	
2		<u>\$350,000.00</u>
3	<u>(11) Montpelier, 109 and 111 State Street, design:</u>	<u>\$600,000.00</u>
4	<u>(12) Berlin, Department of Libraries, centralized facility, renovation:</u>	
5		<u>\$1,500,000.00</u>
6	<u>(13) Burlington, 108 Cherry Street, parking garage, repairs:</u>	
7		<u>\$5,000,000.00</u>
8	<u>(c) The following sums are appropriated in FY 2019:</u>	
9	<u>(1) Statewide, planning, use, and contingency:</u>	<u>\$500,000.00</u>
10	<u>(2) Statewide, major maintenance:</u>	<u>\$6,400,000.00</u>
11	<u>(3) Statewide, BGS engineering and architectural project costs:</u>	
12		<u>\$3,432,525.00</u>
13	<u>(4) Statewide, physical security enhancements:</u>	<u>\$270,000.00</u>
14	<u>(5) Montpelier, State House, Dome, Drum, and Ceres, restoration and</u>	
15	<u>renovation:</u>	<u>\$1,700,000.00</u>
16	<u>(6) Montpelier, 120 State Street, life safety and infrastructure</u>	
17	<u>improvements:</u>	<u>\$700,000.00</u>
18	<u>(7) Randolph, Agencies of Agriculture, Food and Markets and of</u>	
19	<u>Natural Resources, collaborative laboratory, construction, fit-up, and</u>	
20	<u>equipment:</u>	<u>\$3,944,000.00</u>

1	<u>(8) Waterbury, Waterbury State Office Complex, Weeks building,</u>	
2	<u>renovation and fit-up:</u>	<u>\$900,000.00</u>
3	<u>(9) Newport, Northern State Correctional Facility, door control</u>	
4	<u>replacement:</u>	<u>\$1,000,000.00</u>
5	<u>(10) Montpelier, 109 and 111 State Street, final design and construction:</u>	
6		<u>\$4,000,000.00</u>
7	<u>(11) Burlington, 108 Cherry Street, parking garage, repairs:</u>	
8		<u>\$5,000,000.00</u>
9	<u>(12) Montpelier, 133 State Street, renovations of mainframe workspace</u>	
10	<u>to Office Space (DII):</u>	<u>\$700,000.00</u>
11	<u>(d) Waterbury State Office Complex.</u>	
12	<u>(1) The Commissioner of Buildings and General Services is authorized</u>	
13	<u>to use any appropriated funds remaining from the construction of the</u>	
14	<u>Waterbury State Office Complex for the projects described in subdivisions</u>	
15	<u>(b)(8) and (c)(8) of this section.</u>	
16	<u>(2) On or before January 15, 2018, the Commissioner of Buildings and</u>	
17	<u>General Services shall evaluate the potential uses of the Stanley and Wasson</u>	
18	<u>buildings in the Waterbury State Office Complex.</u>	
19	<u>Appropriation – FY 2018</u>	<u>\$27,857,525.00</u>
20	<u>Appropriation – FY 2019</u>	<u>\$28,546,525.00</u>
21	<u>Total Appropriation – Section 2</u>	<u>\$56,404,050.00</u>

1	<u>Appropriation – FY 2019</u>	<u>\$370,000.00</u>
2	<u>Total Appropriation – Section 5</u>	<u>\$820,000.00</u>
3	Sec. 6. GRANT PROGRAMS	
4	<u>(a) The following sums are appropriated in FY 2018 for Building</u>	
5	<u>Communities Grants established in 24 V.S.A. chapter 137:</u>	
6	<u>(1) To the Agency of Commerce and Community Development,</u>	
7	<u>Division for Historic Preservation, for the Historic Preservation Grant</u>	
8	<u>Program:</u>	<u>\$200,000.00</u>
9	<u>(2) To the Agency of Commerce and Community Development,</u>	
10	<u>Division for Historic Preservation, for the Historic Barns Preservation Grant</u>	
11	<u>Program:</u>	<u>\$200,000.00</u>
12	<u>(3) To the Vermont Council on the Arts for the Cultural Facilities Grant</u>	
13	<u>Program, the sum of which may be used to match funds that may be made</u>	
14	<u>available from the National Endowment for the Arts, provided that all capital</u>	
15	<u>funds are made available to the cultural facilities grant program:</u>	
16		<u>\$200,000.00</u>
17	<u>(4) To the Department of Buildings and General Services for the</u>	
18	<u>Recreational Facilities Grant Program:</u>	<u>\$200,000.00</u>
19	<u>(5) To the Department of Buildings and General Services for</u>	
20	<u>the Human Services and Educational Facilities Competitive Grant</u>	
21	<u>Program (Human Services):</u>	<u>\$100,000.00</u>

1	<u>(4) To the Department of Buildings and General Services for the</u>	
2	<u>Recreational Facilities Grant Program:</u>	<u>\$200,000.00</u>
3	<u>(5) To the Department of Buildings and General Services for the Human</u>	
4	<u>Services and Educational Facilities Competitive Grant Program (Human</u>	
5	<u>Services):</u>	<u>\$100,000.00</u>
6	<u>(6) To the Department of Buildings and General Services for the Human</u>	
7	<u>Services and Educational Facilities Competitive Grant Program (Education):</u>	
8		<u>\$100,000.00</u>
9	<u>(7) To the Department of Buildings and General Services for the</u>	
10	<u>Regional Economic Development Grant Program:</u>	<u>\$200,000.00</u>
11	<u>(8) To the Agency of Agriculture, Food and Markets for the Agricultural</u>	
12	<u>Fairs Capital Projects Competitive Grant Program:</u>	<u>\$200,000.00</u>
13	<u>Appropriation – FY 2018</u>	<u>\$1,400,000.00</u>
14	<u>Appropriation – FY 2019</u>	<u>\$1,400,000.00</u>
15	<u>Total Appropriation – Section 6</u>	<u>\$2,800,000.00</u>
16	Sec. 7. EDUCATION	
17	<u>The sum of \$50,000.00 is appropriated in FY 2018 to the Agency of</u>	
18	<u>Education for funding emergency projects.</u>	
19	<u>Appropriation – FY 2018</u>	<u>\$50,000.00</u>
20	<u>Total Appropriation – Section 7</u>	<u>\$50,000.00</u>

1 House Committee on Corrections and Institutions and the Senate Committee
2 on Institutions of any projects that may require additional review.

3 (j) On or before December 1, 2017:

4 (1) the Clean Water Fund Board shall review and recommend Clean
5 Water Act implementation programs funded from subdivision (f)(4) of this
6 section; and

7 (2) the Board shall submit the list of programs recommended for FY
8 2019 to the Chairs of the House Committee on Corrections and Institutions and
9 the Senate Committee on Institutions and to the Governor for the FY 2019
10 capital budget report.

11 (k) In FY 2018 and FY 2019, any agency that receives funding from this
12 section shall consult with the State Treasurer to ensure that the projects are
13 capital eligible.

14 Appropriation – FY 2018 \$21,936,616.00

15 Appropriation – FY 2019 \$23,470,212.00

16 Total Appropriation – Section 11 \$45,406,828.00

17 Sec. 12. MILITARY

18 (a) The sum of \$750,000.00 is appropriated in FY 2018 to the Department
19 of Military for maintenance, renovations, roof replacements, ADA renovations,
20 and energy upgrades at State armories. To the extent feasible, these funds shall
21 be used to match federal funds.

1	<u>(1) of proceeds from the sale of property authorized in 2008 Acts and</u>	
2	<u>Resolves No. 200, Sec. 32 (1193 North Ave., Burlington):</u>	<u>\$65,541.67</u>
3	<u>(2) of the amount appropriated in 2009 Acts and Resolves No. 43,</u>	
4	<u>Sec. 11 (Waterbury, Emergency Operations Center):</u>	<u>\$0.03</u>
5	<u>(3) of the amount appropriated in 2011 Acts and Resolves No. 40,</u>	
6	<u>Sec. 2 (Brattleboro, State office building HVAC replacement and</u>	
7	<u>renovations):</u>	<u>\$178,010.22</u>
8	<u>(4) of the amount appropriated in 2011 Acts and Resolves No. 40,</u>	
9	<u>Sec. 2 (statewide, major maintenance):</u>	<u>\$28,307.00</u>
10	<u>(5) of the proceeds from the sale of property authorized in 2012 Acts</u>	
11	<u>and Resolves No. 104, Sec. 1(f) (43 Randall Street, Waterbury):</u>	<u>\$101,156.39</u>
12	<u>(6) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
13	<u>Sec. 2 (statewide, contingency):</u>	<u>\$44,697.20</u>
14	<u>(7) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
15	<u>Sec. 4 (Corrections, security upgrades):</u>	<u>\$391.01</u>
16	<u>(8) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
17	<u>Sec. 6 (Battle of Cedar Creek, roadside markers):</u>	<u>\$28,253.60</u>
18	<u>(9) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
19	<u>Sec. 5 (Judiciary, Lamoille County Courthouse):</u>	<u>\$1,064.79</u>
20	<u>(10) of the amount appropriated in 2013 Acts and Resolves No. 15,</u>	
21	<u>Sec. 17 (Veterans' Home, mold remediation):</u>	<u>\$858,000.00</u>

1	<u>(2) of the amount appropriated in 2014 Acts and Resolves No. 178,</u>	
2	<u>Sec. 6 (water pollution control):</u>	<u>\$0.02</u>
3	<u>(3) of the amount appropriated in 2015 Acts and Resolves No. 26,</u>	
4	<u>Sec. 11 (municipal pollution control grants, Pownal):</u>	<u>\$28,751.98</u>
5	<u>Total Reallocations and Transfers – Section 18</u>	<u>\$14,822,638.31</u>
6	Sec. 19. GENERAL OBLIGATION BONDS AND APPROPRIATIONS	
7	<u>The State Treasurer is authorized to issue general obligation bonds in the</u>	
8	<u>amount of \$132,460,000.00 for the purpose of funding the appropriations of</u>	
9	<u>this act. The State Treasurer, with the approval of the Governor, shall</u>	
10	<u>determine the appropriate form and maturity of the bonds authorized by this</u>	
11	<u>section consistent with the underlying nature of the appropriation to be funded.</u>	
12	<u>The State Treasurer shall allocate the estimated cost of bond issuance or</u>	
13	<u>issuances to the entities to which funds are appropriated pursuant to this</u>	
14	<u>section and for which bonding is required as the source of funds, pursuant to</u>	
15	<u>32 V.S.A. § 954.</u>	
16	<u>Total Revenues – Section 19</u>	<u>\$132,460,000.00</u>

1 (b) The Committee shall be composed of 11 members: ~~three members of~~
2 ~~the House of Representatives appointed by the speaker; three members of the~~
3 ~~Senate appointed by the Committee on Committees; the Chair of the Board of~~
4 ~~Trustees of the Friends of the Vermont State House; the Director of the~~
5 ~~Vermont Historical Society; the Director of the Vermont Council on the Arts;~~
6 ~~the Commissioner of Buildings and General Services; and the Sergeant at~~
7 ~~Arms~~

8 (1) three members of the House of Representatives, appointed biennially
9 by the Speaker of the House;

10 (2) three members of the Senate, appointed biennially by the Committee
11 on Committees;

12 (3) the Chair of the Board of Trustees of the Friends of the Vermont
13 State House;

14 (4) the Director of the Vermont Historical Society;

15 (5) the Director of the Vermont Council on the Arts;

16 (6) the Commissioner of Buildings and General Services; and

17 (7) the Sergeant at Arms.

18 (c) The Committee shall biennially elect a chair from among its legislative
19 members. A quorum shall consist of six members.

20 (d) The Committee shall meet at the State House ~~on the first Monday of~~
21 ~~each third month beginning in July, 1984,~~ at least one time during the months

1 of July and December or at the call of the Chair. The Commissioner of
2 Buildings and General Services shall keep minutes of the meetings and
3 maintain a file thereof.

4 * * *

5 § 653. FUNCTIONS

6 (a) The Legislative Advisory Committee on the State House shall be
7 consulted on all activities relating to the acquisition and care of paintings and
8 historic artifacts and furnishings, and the refurbishing, renovation,
9 preservation, and expansion of the building and its interior.

10 (b) The Sergeant at Arms and the Commissioner of Buildings and General
11 Services, in discharging responsibilities under subdivision 62(a)(6) of this title
12 and ~~29 V.S.A. § 154(a)~~ 29 V.S.A. §§ 154(a) and 154a, respectively, shall
13 consider the recommendations of the ~~Advisory~~ Committee. The ~~Advisory~~
14 Committee's recommendations shall be advisory only.

15 Sec. 26. 29 V.S.A. § 154 is amended to read:

16 § 154. PRESERVATION OF STATE HOUSE AND HISTORIC STATE
17 BUILDINGS

18 (a) ~~The commissioner of buildings and general services~~ Commissioner of
19 Buildings and General Services shall give special consideration to the ~~state~~
20 ~~house~~ State House as a building of first historical importance and significance.
21 He or she shall preserve the ~~state house~~ State House structure and its unique

1 interior and exterior architectural form and design, with particular attention to
2 the detail of form and design, in addition to keeping the buildings, its
3 furnishings, facilities, appurtenances, appendages, and grounds surrounding
4 and attached to it in the best possible physical and functional condition. ~~No~~
5 Any permanent change, alteration, addition, or removal in form, materials,
6 design, architectural detail, furnishing, fixed in place or otherwise, interior or
7 exterior, of the ~~state house,~~ State House may not be made without legislative
8 mandate. Emergency and immediately necessary repairs may, however, be
9 made without legislative mandate upon prior approval of the ~~governor~~
10 Governor.

11 (b) ~~The commissioner of buildings and general services, as time and funds~~
12 ~~permit, shall prepare such records as will permit the reproduction of state-~~
13 ~~owned historic buildings should any of them be destroyed. [Repealed.]~~

14 Sec. 27. 29 V.S.A. § 154a is added to read:

15 § 154a. STATE CURATOR

16 (a) Creation. The position of State Curator is created within the
17 Department of Buildings and General Services.

18 (b) Duties. The State Curator's responsibilities shall include:

19 (1) oversight of the general historic preservation of the State House,
20 including maintaining the historical integrity of the State House and works of
21 art in the State House;

1 (2) interpretation of the State House to the visiting public through
2 exhibits, publications, and tours; and

3 (3) acquisition, management and care of State collections of art and
4 historic furnishing, provided that any works of art for the State House are
5 acquired pursuant to the requirements of 2 V.S.A. § 653(a).

6 Sec. 28. 32 V.S.A. § 1001a is amended to read:

7 § 1001a. REPORTS

8 (a) The Capital Debt Affordability Advisory Committee shall prepare and
9 submit consistent with 2 V.S.A. § 20(a) a report on:

10 (1) ~~General~~ general obligation debt, pursuant to subsection 1001(c) of
11 this title; and

12 (2) ~~How~~ how many, if any, Transportation Infrastructure Bonds have
13 been issued and under what conditions. ~~The provisions of 2 V.S.A. § 20(d)~~
14 ~~(expiration of required reports) shall not apply to the report to be made under~~
15 ~~this subdivision.~~

16 (b) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
17 not apply to the reports to be made under this section.

18 Sec. 29. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts
19 and Resolves No. 179, Sec. E.113.1 and 2015 Acts and Resolves No. 58,
20 Sec. E.113.1, is further amended to read:

1 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~
2 ~~2017~~ July 1, 2018.

3 * * * Human Services * * *

4 Sec. 30. 2008 Acts and Resolves No. 179, Sec. 22(a), as amended by 2010
5 Acts and Resolves No. 157, Sec. 14, by 2012 Acts and Resolves No. 104,
6 Sec. 38, by 2013 Acts and Resolves No. 41, Sec. 1a, and by 2014 Acts and
7 Resolves No. 194, Sec. 15, is further amended to read:

8 (a) Secs. 11 and 12 shall take effect on July 1, ~~2017~~ 2020.

9 Sec. 31. SECURE RESIDENTIAL FACILITY; LAND

10 On or before June 30, 2018, the Commissioner of Buildings and General
11 Services is authorized to purchase an option on land or purchase land for a
12 permanent, secure residential facility; provided, however, that the size and
13 location of the land shall be consistent with the siting and design examination
14 conducted by the Agency of Human Services, as required by 2015 Acts and
15 Resolves No. 26, Sec. 30.

16 Sec. 32. AGENCY OF HUMAN SERVICES; FACILITIES

17 (a) It is the intent of the General Assembly that the State address the
18 pressing facility needs for the following populations:

19 (1) patients who no longer need acute care but who remain in need of
20 treatment in a secured setting for an extended period of time;

21 (2) adolescents in need of residential treatment; and

1 (1) provide to the JFO access to the reviews conducted by Independent
2 Verification and Validation (IVV) firms hired to evaluate the State’s current
3 and planned information technology project, as requested;

4 (2) ensure that IVV firms’ contracts allow the JFO to make requests for
5 information related to the projects that it is reviewing and that such requests
6 are provided to the JFO in a confidential manner; and

7 (3) provide to the JFO access to all other documentation related to
8 current and planned information technology projects and operations, as
9 requested.

10 (c) The JFO shall maintain a memorandum of understanding with the
11 Executive Branch relating to any documentation provided under subsection (b)
12 of this section that shall protect security and confidentiality.

13 (d) In FY 2018 and FY 2019, the JFO is authorized to use up to
14 \$250,000.00 of the amounts appropriated in Sec. 4 of this act to fund activities
15 described in this section.

16 **Sec. 34. AGENCY OF DIGITAL SERVICES; ORGANIZATION**

17 (a) The Secretary and Chief Information Officer (CIO) of Digital Services
18 and the Secretary of Administration shall:

19 (1) develop an organizational model and design of the new agency that
20 improves efficiency, data sharing, and coordination on information technology
21 (IT) procurement;

1 Natural Resources, Fish and Wildlife and the Senate Committees on
2 Institutions and on Natural Resources and Energy a plan or process for how
3 and to the extent the Secretary shall:

4 (1) contract with regional planning commissions and the Natural
5 Resources Conservation Council to assist in or produce tactical basin plans
6 under 10 V.S.A. § 1253; and

7 (2) assign the development, implementation, and administration of water
8 quality projects identified in the basin planning process to municipalities,
9 regional planning commissions, or other organizations.

10 * * * Public Safety * * *

11 Sec. 36. PUBLIC SAFETY FIELD STATION; WILLISTON

12 (a) The Commissioner of Buildings and General Services is authorized to
13 purchase land for a public safety field station and an equipment storage
14 facility. The location of the land shall be based on the results of the detailed
15 proposal for the site location developed by the Commissioner of Buildings and
16 General Services, in consultation with the Commissioner of Public Safety, as
17 required by 2016 Acts and Resolves No. 160, Sec. 34.

18 (b) The Commissioner of Buildings and General Services is authorized to
19 sell the Williston Public Safety Field Station and adjacent land pursuant to the
20 requirements of 29 V.S.A. § 166.

21 Sec. 37. EFFECTIVE DATE

1 This act shall take effect on passage.

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9 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE